IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF CALIFORNIA

CHARLES ANTHONY BROOKS,

Plaintiff,

v.

CHARLES EDWARDS BROOKS,

Defendants.

No. C 15-01693 HRL (PR)

ORDER OF DISMISSAL

On April 14, 2015, Plaintiff, a state prisoner proceeding <u>pro se</u>, filed a complaint pursuant to 42 U.S.C. § 1983, along with an <u>In Forma Pauperis</u> ("IFP") Application. (Docket Nos. 1 and 2.) On the same day, the Clerk sent Plaintiff a notice that his IFP application was deficient because he failed to attach supporting documentation, i.e., (1) a Certificate of Funds in Prisoner's Account completed and signed by an authorized prison official, and (2) a copy of his prisoner trust account statement showing transactions for the last six months. (Docket No. 3.) Plaintiff was provided with a blank copy of the Court's IFP application, including a Certificate of Funds form; and a postage-paid return envelope, and directed to file a response within twenty-eight days to avoid dismissal of this action. (<u>Id.</u>)

Order of Dismissal  $P:\PRO-SE\HRL\CR.15\01693\Brooks\_dism-ifp.wpd$ 

## Case 5:15-cv-01693-HRL Document 4 Filed 05/29/15 Page 2 of 2

The deadline has since passed, and Plaintiff has neither paid the filing fee nor filed the necessary documents to complete his IFP application. Accordingly, this case is **DISMISSED** without prejudice for failure to pay the filing fee.

The Clerk shall terminate any pending motions and close the file.

IT IS SO ORDERED.

DATED: 5 29 15

HOWARD R. LLOYD United States Magistrate Judge